



Prevention of Terrorism (Temporary Provisions) Act 1989 ^{F1}(repealed)

CHAPTER 4

PREVENTION OF TERRORISM (TEMPORARY PROVISIONS) ACT 1989 (REPEALED)

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Changes to legislation: There are currently no known outstanding effects for the Prevention of Terrorism (Temporary Provisions) Act 1989 (repealed). (See end of Document for details)

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Changes to legislation: There are currently no known outstanding effects for the Prevention of Terrorism (Temporary Provisions) Act 1989 (repealed). (See end of Document for details)

SCHEDULES

SCHEDULE 1 — Proscribed Organisations

Irish Republican Army
Irish National Liberation Army

SCHEDULE 2 — Exclusion Orders

Duration

- 1 (1) An exclusion order may be revoked at any time...

Notice that exclusion order is being considered

- 2 (1) Where the Secretary of State is considering whether to...

Advice

- 3 Where notice is served on a person under paragraph 2(1)...

Representations and interview

- 4 (1) Where a person on whom notice is served under...

Making of exclusion order

- 5 (1) In deciding whether to make an exclusion order against...

Detention pending decision whether to make exclusion order

- 5A (1) A person on whom notice has been served under...

Removal directions

- 6 (1) The Secretary of State may in accordance with the...

Detention pending removal

- 7 (1) A person in respect of whom directions for removal...

Detention : supplementary provisions

- 8 (1) If a justice of the peace is satisfied that...

Exemption from exclusion orders

- 9 (1) When any question arises under this Act whether a...

SCHEDULE 3 — Supervision of Detention and Examination Powers

Detention pending removal

- 1 (1) Where a person is detained under paragraph 7 of...

Examination without detention

- 2 (1) Where a person has been required by a notice...

Changes to legislation: There are currently no known outstanding effects for the Prevention of Terrorism (Temporary Provisions) Act 1989 (repealed). (See end of Document for details)

Detention for examination or as suspected person

- 3 (1) Where a person is detained under section 14 of...

The review officer

- 4 The review officer shall be an officer who has not...

Postponement of reviews

- 5 (1) A review may be postponed— (a) if, having regard...

Representations about detention

- 6 (1) Before determining whether to authorise a person's continued detention...

Rights of detained persons

- 7 (1) Where the review officer authorises a person's continued detention...

Records of review

- 8 (1) The review officer carrying out a review under this...

Intervention by superior officer

- 9 Where the review officer is of a rank lower than...

SCHEDULE 4 — Forfeiture Orders

Part I — ENGLAND AND WALES

Implementation of forfeiture orders

- 1 (1) Where a court in England and Wales makes an...
2 (1) Where a receiver appointed under paragraph 1 above takes...

Restraint orders

- 3 (1) The High Court may in accordance with this paragraph...
4 (1) A restraint order— (a) may be made only on...
5 (1) Where the High Court has made a restraint order...
6 (1) The Land Charges Act 1972 and the Land Registration...

Compensation

- 7 (1) If proceedings are instituted against a person for an...

Enforcement of orders made elsewhere in the British Islands

- 8 (1) In the following provisions of this Part of this...
9 (1) A Scottish order, Northern Ireland order or Islands order...

Enforcement of orders made in designated countries

- 10 (1) Her Majesty may by Order in Council make such...
Part II — SCOTLAND

Changes to legislation: There are currently no known outstanding effects for the Prevention of Terrorism (Temporary Provisions) Act 1989 (repealed). (See end of Document for details)

Implementation of forfeiture orders

- 11 (1) Where a court in Scotland makes an order under...
12 (1) Where an administrator appointed under paragraph 11 above takes...

Restraint orders

- 13 (1) The Court of Session may in accordance with this...
14 (1) A restraint order— (a) may be made only on...
15 (1) Where the Court of Session has made a restraint...
16 (1) On the application of the Lord Advocate, the Court...
16A (1) On the application of the prosecutor, the court may,...

Compensation

- 17 (1) If proceedings are instituted against a person for an...

Enforcement of orders made elsewhere in the British Islands

- 18 (1) In the following provisions of this Part of this...
19 (1) An England and Wales order, Northern Ireland order or...

Enforcement of orders made in designated countries

- 20 (1) Her Majesty may by Order in Council make such...
Part III — NORTHERN IRELAND

Implementation of forfeiture orders

- 21 (1) Where a court in Northern Ireland makes an order...
22 (1) Where a receiver appointed under paragraph 21 above takes...

Restraint orders

- 23 (1) The High Court may in accordance with this paragraph...
24 (1) A restraint order— (a) may be made only on...
25 (1) Where the High Court has made a restraint order...
25A (1) The power to make a restraint order under the...
25B (1) A person who, without lawful authority or reasonable excuse...
26 (1) The prosecution shall be treated for the purposes of...

Compensation

- 27 (1) If proceedings are instituted against a person for an...

Enforcement of orders made elsewhere in the British Islands

- 28 (1) In the following provisions of this Part of this...
29 (1) An England and Wales order, Scottish order or Islands...

Enforcement of orders made in designated countries

- 30 (1) Her Majesty may by Order in Council make such...
Part IV — INSOLVENCY: UNITED KINGDOM PROVISIONS

Protection of creditors against forfeiture

- 31 (1) During the period of six months following the making...

Changes to legislation: There are currently no known outstanding effects for the Prevention of Terrorism (Temporary Provisions) Act 1989 (repealed). (See end of Document for details)

Expenses incurred in connection with the forfeiture

- 32 (1) Where any money or other property would, apart from...

Protection of insolvency practitioners

- 33 (1) In any case where— (a) an insolvency practitioner seizes...

Insolvency practitioners in the Islands and designated countries

- 34 (1) The Secretary of State may by order make provision...

Interpretation of Part IV

- 35 (1) In this Part of this Schedule— “the 1986 Act”...

SCHEDULE 5 — Port and Border Control

Examining officers

- 1 (1) The following shall be examining officers for the purposes...

Examination on arrival or departure

- 2 (1) Any person who has arrived in, or is seeking...

Production of information and documents

- 3 (1) It shall be the duty of any person examined...

Powers of search, etc.

- 4 (1) An examining officer may, for the purpose of satisfying...

Powers to search goods

- 4A (1) For the purpose of determining whether they are or...

Landing, embarkation, entry and departure cards

- 5 (1) Subject to sub-paragraph (2) below, any person who disembarks...

Detention pending examination etc.

- 6 (1) A person who is examined under this Schedule may...

Detention: supplementary provisions

- 7 (1) If a justice of the peace is satisfied that...

Designated ports

- 8 (1) The owners or agents of a ship or aircraft...

Control areas

- 9 (1) The Secretary of State may from time to time...

Changes to legislation: There are currently no known outstanding effects for the Prevention of Terrorism (Temporary Provisions) Act 1989 (repealed). (See end of Document for details)

Requirements with respect to embarkation and disembarkation of passengers and crew

10 (1) The captain of a ship or aircraft employed to...

Offences

11 A person who knowingly contravenes any prohibition or fails to...

SCHEDULE 6 — Designated Ports
Part I — GREAT BRITAIN
Part II — NORTHERN IRELAND

SCHEDULE 6A — Police Cordons

1 In this Schedule— “authorisation” means an authorisation given under section...

Authorisation

2 (1) Authorisation may be given in writing or orally but...

Area on which cordon is imposed

3 (1) An authorisation must specify the area on which the...

Period for which cordon is imposed

4 (1) An authorisation must specify the period for which it...

Marking the area

5 The area on which a cordon is imposed must, so...

Police powers in cordoned area

6 (1) A person who is in a cordoned area must...

Powers of search in cordoned area: England and Wales

7 (1) If a police officer of at least the rank...

Powers of search in cordoned areas: Scotland

8 (1) If a police officer of at least the rank...

Offences

9 (1) A person who— (a) fails to comply with an...

Powers to be in addition to other powers

10 The powers conferred by this Schedule are additional to any...

SCHEDULE 7 — Terrorist Investigations
Part I — ENGLAND, WALES AND NORTHERN IRELAND

Interpretation

1 In this Part of this Schedule a “terrorist investigation” means...

Changes to legislation: There are currently no known outstanding effects for the Prevention of Terrorism (Temporary Provisions) Act 1989 (repealed). (See end of Document for details)

Search for material other than excluded or special procedure material

- 2 (1) A justice of the peace may, on an application...

Search of non-residential premises

- 2A (1) A justice of the peace may, on an application...

Order for production of excluded or special procedure material

- 3 (1) A constable may, for the purposes of a terrorist...
4 (1) Provision may be made by Crown Court Rules as...

Search for excluded or special procedure material

- 5 (1) A constable may apply to a Circuit judge for...

Explanation of seized or produced material

- 6 (1) A Circuit judge may, on an application made by...

Urgent cases

- 7 (1) If a police officer of at least the rank...

Orders by Secretary of State in relation to certain investigations

- 8 (1) This paragraph has effect in relation to a terrorist...

Access to Land Register

- 9

Supplementary

- 10 (1) Any power of seizure conferred by this Schedule is...
Part II — SCOTLAND

Interpretation

- 11 In this Part of this Schedule a “terrorist investigation” means...

Search of non-residential premises

- 11A (1) A procurator fiscal may, for the purposes of a...

Order for production of material

- 12 (1) A procurator fiscal may, for the purpose of a...
13 (1) Provision may be made by Act of Adjournal as...

Warrant for search of premises

- 14 (1) A procurator fiscal may, for the purpose of a...

Explanation of seized or produced material

- 15 (1) A sheriff may, on an application made by a...

Changes to legislation: There are currently no known outstanding effects for the Prevention of Terrorism (Temporary Provisions) Act 1989 (repealed). (See end of Document for details)

Urgent cases

16 (1) If a police officer of at least the rank...

Supplementary

17 (1) This Part of this Schedule is without prejudice to—...

SCHEDULE 8 — Consequential Amendments

1

The Criminal Justice Act 1967 (c. 80)

2 In section 67(7)(b) of the Criminal Justice Act 1967 for...

The Northern Ireland (Emergency Provisions) Act 1978 (c. 5)

3

The Suppression of Terrorism Act 1978 (c. 26)

4 In Schedule 1 to the Suppression of Terrorism Act 1978...

The Criminal Justice (Scotland) Act 1980 (c. 62)

5 In section 3D(1) of the Criminal Justice (Scotland) Act 1980...

The Police and Criminal Evidence Act 1984 (c. 60)

6 (1) The Police and Criminal Evidence Act 1984 shall be...

The Drug Trafficking Offences Act 1986 (c. 32)

7 In section 5(2) of the Drug Trafficking Offences Act 1986...

The Northern Ireland (Emergency Provisions) Act 1987 (c. 30)

8

The Criminal Justice (Scotland) Act 1987 (c. 41)

9 In section 5(3)(b) of the Criminal Justice (Scotland) Act 1987...

The Criminal Justice Act 1988 (c. 33)

10 (1) The Criminal Justice Act 1988 shall be amended as...

SCHEDULE 9 — Repeals and Revocations

Part I — ENACTMENTS

Part II — ORDERS

Changes to legislation:

There are currently no known outstanding effects for the Prevention of Terrorism (Temporary Provisions) Act 1989 (repealed).